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Date: May 27, 2009 Name: Jasper W. Dockrey, Reg. No. 33,868 Signature: /Jasper W. Dockrey/

**BRINKS  
HOFFER  
GILSON  
& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: **FOURNEL, et al.**

Appln. No.: **10/538,482**

Filed: **March 17, 2006**

For: **METHOD FOR MAKING A  
STRESSED STRUCTURE  
DESIGNED TO BE  
DISSOCIATED**

Examiner: **Elias Ullah**

Art Unit: **2892**

Confirmation No. **2263**

Attorney Docket No: **9905/28(BIF023237US)**

**FOURTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

This application claims priority to the following patent applications: PCT Application Serial No. PCT/FR2003/003622 filed December 8, 2003, which claims the benefit of French patent application No. 0215550, filed December 9, 2002. In accordance with 37 C.F.R §1.98(d), the Examiner is directed to the references cited in all Information Disclosure Statements filed in the priority United States patent applications cited above, in addition to the references cited herein.

<b>U.S. PATENT DOCUMENTS</b>		
<b>DOCUMENT NO.</b>	<b>DATE</b>	<b>NAME</b>
4,832,253	05/23/1989	Kloucek et al.
5,131,968	07/21/1992	Wells, et al.

<b>FOREIGN PATENT DOCUMENTS</b>		
<b>DOCUMENT NO.</b>	<b>DATE</b>	<b>COUNTRY</b>
EP 0 383 391 A1	08/22/1990	EPO
EP 0 410 679 A1	01/30/1991	EPO
EP 0 895 282 A2	02/03/1999	EPO
EP 0 895 282 A3	01/26/2000	EPO
FR 2 789 518 A1	08/11/2000	France
01169917	07/05/1999	Japan

**OTHER ART – NON PATENT LITERATURE DOCUMENTS**

U.S. District Court District of Delaware (Wilmington) Civil Docket For Case #: 1:08-cv-00292-SLR –
COMPLAINT filed with Jury Demand against MEMC Electronic Materials Inc. - Magistrate Consent Notice to Pltf. ( Filing fee \$ 350, receipt number 152004. ) - filed by SOITEC Silicon On Insulator Technologies SA, Commissariat a LEnergie Atomique. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Civil Cover Sheet, # 5 Acknowledgement of Consent Form) (sns, ) (Entered: 05/20/2008)
Notice of Availability of a U.S. Magistrate Judge to Exercise Jurisdiction (sns, ) (Entered: 05/20/2008)
Report to the Commissioner of Patents and Trademarks for Patent/Trademark Number(s) RE39,484 E; 6,809,009; 7,067,396 B2; (sns, ) (Entered: 05/20/2008)
SUMMONS Returned Executed by SOITEC Silicon On Insulator Technologies SA, Commissariat a LEnergie Atomique. MEMC Electronic Materials Inc. served on 5/19/2008, answer due 6/9/2008. (Kraft, Denise) (Entered: 05/20/2008)
MOTION for Pro Hac Vice Appearance of Attorney George W. Neuner, Alan M. Spiro, Brian M. Gaff and Carolyn D'Agincourt - filed by SOITEC Silicon On Insulator Technologies SA, Commissariat a LEnergie Atomique. (Attachments: # 1 Certificate of Compliance Certification by Counsel To Be Admitted Pro Hac Vice, # 2 Certificate of Compliance Certification by Counsel To Be Admitted Pro Hac Vice, # 3 Certificate of Compliance Certification by Counsel To Be Admitted Pro Hac Vice, # 4 Certificate of Compliance Certification by Counsel To Be Admitted Pro Hac Vice, # 5 Certificate of Service)(Kraft, Denise) (Entered: 05/23/2008)
STIPULATION TO EXTEND TIME Answer to Complaint to 7/9/08 - filed by MEMC Electronic Materials Inc.. (Rogowski, Patricia) (Entered: 06/05/2008)
MOTION for Pro Hac Vice Appearance of Attorney Robert M. Evans, Jr., David W. Harlan, Richard L. Brophy, Marc W. Vander Tuig - filed by MEMC Electronic Materials Inc.. (Attachments: # 1 Certification of Robert M. Evans, Jr., # 2 Certification of David W. Harlan, # 3 Certification of Richard L. Brophy, # 4 Certification of Marc W. Vander Tuig)(Rogowski, Patricia) (Entered: 06/09/2008)
MOTION for Pro Hac Vice Appearance of Attorney Michael L. Brody, Richard P. Gilly, Gail J. Standish, Marcus T. Hall and Jason S. Charkow - filed by SOITEC Silicon On Insulator Technologies SA. (Attachments: # 1 Certification By Counsel to be Admitted Pro Hac Vice, # 2 Certification By Counsel to be Admitted Pro Hac Vice, # 3 Certification By Counsel to be Admitted Pro Hac Vice, # 4 Certification By Counsel to be Admitted Pro Hac Vice, # 5 Certification By Counsel to be Admitted Pro Hac Vice)(Kraft, Denise) (Entered: 06/10/2008)
Disclosure Statement pursuant to Rule 7.1 filed by SOITEC Silicon On Insulator Technologies SA, Commissariat a LEnergie Atomique. (Attachments: # 1 Certificate of Service)(Kraft, Denise) (Entered: 06/16/2008)

MOTION to Dismiss Based upon or, in the Alternative, Motion for a More Definite Statement - filed by MEMC Electronic Materials Inc.. (Rogowski, Patricia) (Entered: 07/09/2008)

OPENING BRIEF in Support re 10 MOTION to Dismiss Based upon or, in the Alternative, Motion for a More Definite Statement filed by MEMC Electronic Materials Inc.. Answering Brief/Response due date per Local Rules is 7/28/2008. (Rogowski, Patricia) (Entered: 07/09/2008)

Disclosure Statement pursuant to Rule 7.1 filed by MEMC Electronic Materials Inc.. (Rogowski, Patricia) (Entered: 07/09/2008)

ANSWERING BRIEF in Opposition re 10 MOTION to Dismiss Based upon or, in the Alternative, Motion for a More Definite Statement filed by Commissariat a LEnergie Atomique. Reply Brief due date per Local Rules is 8/7/2008. (Attachments: # 6 Exhibit A, # 7 Exhibit B, # Certificate of Service) (Kraft, Denise) (Modified on 7/29/2008 (lid). (Entered: 07/28/2008)

SEALED REPLY BRIEF re 10 MOTION to Dismiss Based upon or, in the Alternative, Motion for a More Definite Statement filed by MEMC Electronic Materials Inc.. (Rogowski, Patricia) (Entered: 08/07/2008)

REDACTED REPLY BRIEF re 14 - re 10 MOTION to Dismiss Based upon or, in the Alternative, Motion for a More Definite Statement filed by MEMC Electronic Materials Inc.. (Attachments: # 1 Exhibit 2, # 2 Exhibit 3, # 3 Exhibit 4, # 4 Exhibit 5, # 5 Unreported Cases, # 6 Certificate of Service) (Rogowski, Patricia) Modified on 8/8/2008 (lid). (Entered: 08/07/2008)

MEMORANDUM ORDER denying 10 MOTION to Dismiss Based upon or, in the Alternative, Motion for a More Definite Statement filed by MEMC Electronic Materials Inc., ORDER, Setting Hearings Telephonic Scheduling Conference set for 3/12/2009 at 9:00 A.M. Signed by Judge Sue L. Robinson on 2/20/2009. (nmf) (Entered: 02/20/2009)

MOTION for Pro Hac Vice Appearance of Attorney B. Scott Eidson - filed by MEMC Electronic Materials Inc.. (Attachments: # 1 Exhibit Certification by Counsel to be Admitted Pro Hac Vice)(Rogowski, Patricia) (Entered: 02/23/2009)

NOTICE OF SERVICE of Plaintiffs' Initial Disclosures Pursuant to Fed. R. Civ. P. 26(a)(1) by SOITEC Silicon On Insulator Technologies SA, Commissariat a LEnergie Atomique. (Attachments: # 1 Certificate of Service) (Kraft, Denise) (Entered: 02/27/2009)

ANSWER to 1 Complaint, with Jury Trial Demanded, COUNTERCLAIM against all plaintiffs by MEMC Electronic Materials Inc.. (Attachments: # 1 Exhibit A)(Rogowski, Patricia) (Entered: 03/06/2009)

NOTICE OF SERVICE of MEMC Electronic Materials, Inc.'s Initial Disclosures by MEMC Electronic Materials Inc..(Rogowski, Patricia) (Entered: 03/06/2009)

PROPOSED ORDER Proposed Scheduling Order re 16 Memorandum and Order,, Set Hearings, by SOITEC Silicon On Insulator Technologies SA, Commissariat a LEnergie Atomique. (Kraft, Denise) (Entered: 03/10/2009)

Letter to The Honorable Sue L. Robinson from Denise Seastone Kraft, Esq. regarding [Proposed] Scheduling Order - re 21 Proposed Order, 16

Memorandum and Order,, Set Hearings,, (Kraft, Denise) (Entered: 03/10/2009)
STIPULATION TO EXTEND TIME to Respond or Otherwise Plead to Defendant's Counterclaim to April 7, 2009 - filed by SOITEC Silicon On Insulator Technologies SA, Commissariat a LEnergie Atomique. (Attachments: # 1 Certificate of Service)(Kraft, Denise) (Entered: 03/11/2009)
PROPOSED ORDER Revised Scheduling Order re 21 Proposed Order, 16 Memorandum and Order,, Set Hearings, by SOITEC Silicon On Insulator Technologies SA, Commissariat a LEnergie Atomique. (Kraft, Denise) (Entered: 03/12/2009)
Letter to The Honorable Sue L. Robinson from Denise Seastone Kraft regarding Revised Scheduling Order Pursuant to 03/12/09 Telephonic Scheduling Conference - re 24 Proposed Order. (Kraft, Denise) (Entered: 03/12/2009)
SCHEDULING ORDER: Case referred to the Magistrate Judge for the purpose of exploring ADR. Joinder of Parties due by 8/14/2009. Amended Pleadings due by 8/14/2009. Discovery due by 4/23/2010. Discovery Conference set for 6/25/2009 04:30 PM in Courtroom 6B before Judge Sue L. Robinson. Dispositive Motions due by 6/25/2010. Answering Brief due 7/16/2010. Reply Brief due 7/30/2010. Oral Argument set for 8/27/2010 09:30 AM in Courtroom 6B before Judge Sue L. Robinson. Claim Construction Opening Briefs due by 6/18/2010. Response Briefs due 7/9/2010. Final Pretrial Conference set for 10/14/2010 04:30 PM in Courtroom 6B before Judge Sue L. Robinson. Jury Trial set for 10/25/2010 09:30 AM in Courtroom 6B before Judge Sue L. Robinson. Signed by Judge Sue L. Robinson on 3/16/2009. (nmf) (Entered: 03/16/2009)
Order Setting Teleconference: Telephone Conference set for 3/23/2009 at 11:00 AM before Judge Mary Pat Thyngne to discuss ADR. Signed by Judge Mary Pat Thyngne on 3/16/2009. (cak) (Entered: 03/16/2009)
Order Setting Teleconference: a teleconference has been scheduled for Monday, June 1, 2009 at 10:00 a.m. with Magistrate Judge Thyngne to discuss the status of the case and the parties negotiations. Counsel for MEMC shall initiate the teleconference call to 302-573-6173. IT IS FURTHER ORDERED that the Court is holding September 10, September 14 and September 15, 2009 as possible mediation dates. Counsel are to advise Judge Thyngne by March 30, 2009 if any of these dates works for everyone to schedule the mediation. Signed by Judge Mary Pat Thyngne on 3/23/2009. (cak) (Entered: 03/23/2009)
ORDER Setting Mediation Conferences: Mediation Conference TENTATIVELY set for 9/15/2009 at 10:00 AM in Courtroom 2B before Judge Mary Pat Thyngne. See order for details. Signed by Judge Mary Pat Thyngne on 3/24/2009. (cak) (Entered: 03/24/2009)
MOTION to Dismiss Based upon Fed. R. Civ. P. 12(b)(1) and (6) and Article III of the United States Constitution - filed by SOITEC Silicon On Insulator Technologies SA, Commissariat a LEnergie Atomique. (Attachments: # 1 Text of Proposed Order, # 2 Certificate of Service)(Kraft, Denise) (Entered: 04/07/2009)
OPENING BRIEF in Support re 30 MOTION to Dismiss Based upon Fed. R.

Civ. P. 12(b)(1) and (6) and Article III of the United States Constitution  
MOTION to Dismiss Based upon Fed. R. Civ. P. 12(b)(1) and (6) and Article  
III of the United States Constitution filed by SOITEC Silicon On Insulator  
Technologies SA, Commissariat a LEnergie Atomique. Answering  
Brief/Response due date per Local Rules is 4/27/2009. (Attachments: # 1  
Certificate of Service)(Kraft, Denise) (Entered: 04/07/2009)

ANSWER to 19 Answer to Complaint, Counterclaim Partial Answer to  
Defendant's Counterclaims, Affirmative Defenses and Soitec Counterclaims,  
COUNTERCLAIM against MEMC Electronic Materials Inc. by SOITEC  
Silicon On Insulator Technologies SA, Commissariat a LEnergie Atomique.  
(Attachments: # 1 Certificate of Service)(Kraft, Denise) (Entered: 04/07/2009)

NOTICE OF SERVICE of First Request for Production of Documents and  
Things Directed to Commissariat A L'Energie Atomique; First Request for  
Production of Documents and Things Directed to SOITEC Silicon on Insulator  
Technologies, S.A. and Soitec USA, Inc.; and First Set of Interrogatories  
Directed to SOITEC Silicon on Insulator Technologies, S.A., Soitec USA, Inc.  
and Commissariat A L'Energie Atomique by MEMC Electronic Materials Inc..  
(Rogowski, Patricia) (Entered: 04/14/2009)

STIPULATION TO EXTEND TIME Defendant to File Answering Brief in  
Opposition to Plaintiffs' Partial Motion to Dismiss Counterclaim Counts II, III,  
IV, V, and VIII to May 6, 2009 - filed by MEMC Electronic Materials Inc..  
(Rogowski, Patricia) (Entered: 04/21/2009)

ANSWER to 32 Answer to Counterclaim,,, of S.O.I. TEC Silicon on Insulator  
Technologies, S.A. and SOITEC U.S.A., Inc. by MEMC Electronic Materials  
Inc..(Rogowski, Patricia) (Entered: 04/23/2009)

STIPULATION TO EXTEND TIME Answering Brief in Opposition to  
Plaintiffs' Partial Motion to Dismiss Counterclaim Counts II, III, IV, V and VIII  
to May 15, 2009 - filed by MEMC Electronic Materials Inc.. (Rogowski,  
Patricia) (Entered: 05/06/2009)

NOTICE OF SERVICE of Soitec's First Set of Interrogatories (Nos. 1-17) and  
Soitec's First Set of Requests for Production of Documents and Things (Nos. 1-  
132) by SOITEC Silicon On Insulator Technologies SA, Commissariat a  
LEnergie Atomique. (Attachments: # 1 Certificate of Service)(Kraft, Denise)  
(Entered: 05/06/2009)

Applicants are enclosing Form PTO-1449, along with a copy of each listed  
reference E1 – E46 for which a copy is required under 37 C.F.R. §1.98(a)(2). As each  
of the listed references is in English, no further commentary is believed to be necessary,  
37 C.F.R §1.98(a)(3). Applicants respectfully request the Examiner's consideration of  
the above reference(s) and entry thereof into the record of this application.

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98  
and, more particularly, in accordance with 37 C.F.R. §1.97(b), Applicants hereby cite

the following documents. These documents are litigation documents filed by the Parties in *SOITEC v. MEMC* (1:08-cv-00292-SLR) in the U.S. District Court, District of Delaware. This lawsuit involves patents owned by the assignee of record and that disclose subject matter that may be related to that claimed in the above-referenced patent application.

By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicants have further calculated a processing fee in the amount of \$180.00 to be due under 37 CFR §1.17(p) in connection with the filing of this Information Disclosure Statement.

Respectfully submitted,

May 27, 2009

Date

/Jasper W. Dockrey/

Jasper W. Dockrey (Reg. No. 33,868)